



### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Serna, et al.	)	Art Unit: 1614
Application No.: 10/018,534	)	Examiner: N/A
Filed: November 7, 2002	) )	
For: Continuous Cardiac Perfusion Preservation with PEG-HB for Improved Hypothermic Storage	)	

#### **Transmittal of Information Disclosure Statement**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### Dear Sir:

- 1. 

  The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 C.F.R. § 1.97(b).
- 2. 

  The information disclosure statement transmitted herewith is being filed after three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but before the mailing date of either:
  - (1) a final action under § 1.113 or
  - (2) a notice of allowance under §1.311, whichever occurs first.

# **CERTIFICATION OR FEE**

	<b>A.</b>	Included with this transmittal is					
		i.		a certification (set forth below) in accordance with 37 C.F.R. § 1.97(e). (If for any reason the certificate set forth below should be unsatisfactory, the Commissioner is provisionally authorized to charge the \$210 fee (37 C.F.R. § 1.17(p)) to Deposit Account No. 50-0878. A duplicate copy of this sheet is enclosed.)			
				OR			
		ii.		the attached fee set forth in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under §1.97(c). (\$180.00).			
3.		The information disclosure statement transmitted herewith is being final action under 37 C.F.R. § 1.113 or a notice of allowance under 1.311, whichever occurs first, but before, or simultaneously with the the issue fee. In accordance with the requirements of 37 C.F.R. § 1.					
		i.	Set for	rth below is a certification as specified in 37 C.F.R. § 1.97(e).			
		ii.	Applie	cant submits the fee set forth in 37 C.F.R. § 1.17(p). (\$130.00).			
				CERTIFICATION			
				(Required if 2Ai or 3 above is marked)			
4.	I, the	I, the person signing below, certify					
		that each item of information contained in the information disclosure statement was cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. § 1.97(e)(1).  OR					
		that no item of information contained in the information disclosure statem cited in a communication from a foreign patent office in a counterpart fore application or to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1 more than three months prior to the filing of the statement. 37 C.F.R. § 1.97(e)(2).					

5. 

If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-0878. A duplicate copy of this petition is enclosed.

Respectfully submitted,

Stout, Uxa, Buyan & Mullins, LLP

Date: November 19, 2004

Robert D. Buyan, Reg. No. 32,460

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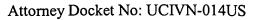
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email: rbuyan@patlawyers.com

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 19, 2004.

Dated: November 19, 2004





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In re Application of:	)	
Serna, et al.	)	Art Unit: 1614
Application No.:10/018,534	)	Examiner: N/A
Filed: November 7, 2002	)	
For: Continuous Cardiac Perfusion	)	
Preservation with PEG-HB for	)	
Improved Hypothermic Storage	)	

# INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR SECTION 1.97

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR Section 1.97 applicant hereby discloses the documents listed on the form PTO-1449 enclosed hereto. Copies of the disclosure documents are enclosed herewith for the Examiner's review.

No representation is made that the references disclosed herein legally constitute prior art, or that more relevant references are not available. The disclosed references are printed in the English language and/or accompanied by an Abstract published in the English language.

The disclosed references, when taken alone or in combination, are not believed to disclose nor make obvious the invention as claimed in the subject application.

As this Information Disclosure Statement is being submitted after three (3) months from the filing date of the application but before the mailing of a first Office Action on the merits, it is

Attorney Docket No.: UCIVN-014US Information Disclosure Statement Serial No. 10/018,534 Page 2

believed that no fee is required. However, in the event that any fee is properly deemed to be due in connection with this filing, the Commissioner is authorized to deduct such fee from Deposit Account No.50-0878.

Respectfully submitted,

Dated: November 19, 2004

4 Venture, Suite 300 Irvine, CA 92618

Robert D. Buyan Registration No. 32,460

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal service as first class mail in an envelope to Commissioner for Patents, P.O. Box 1450, Alexandra, VA 22313-1450, on:

Date: November 19, 2004

Name: Francine Sanders, Assistant

Signature

Form PTO-1449 Docket Number (Optional) UCIVN-014US Application Number 10/018,534 INFORMATION DISCLOSURE CITATION Applicant Serna et al. IN AN APPLICATION (Use several sheet Filing Date 11/7/02 Group Art Unit 1614 S. PATENT DOCUMENTS NOV 2 2 2004 DOCUMENT NUMBER CLASS SUBCLASS EXAMINER INITIAL **RULING DATE** NAME TAADE! IF APPROPRIATE 5/17/94 5,312,808 Shorr et al. 5,374,624 12/20/94 Segel 5,814,601 9/29/98 Winslow et al. **FOREIGN PATENT DOCUMENTS** DATE COUNTRY CLASS SUBCLASS TRANSLATION DOCUMENT NUMBER YES NO OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

I, Nakajima, S. Fuchinoue, S. Teraoka, T. Tojinbara, H. Fujikawa, T. Kawai, H. Honda, T. Agishi and K. Ota, Forty-eight Hour Liver Preservation Using an Artificial Blood Substitute, 1988, Pgs. 277-279, Vol. XXXIV DATE CONSIDERED **EXAMINER** 

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.